

April 4, 2001

Ms. Donna Caton
Chief Clerk
Illinois Commerce Commission
527 East Capitol Avenue
Springfield, IL 62701

Re: WPS Energy Services, Inc.
Docket No. 00-0199

Dear Ms. Caton:

Enclosed please find Motion to Modify Reply of WPS Energy Services, Inc. to the Response of the Staff and Locals 15, 51 and 702 IBEW, which has been filed electronically with the Clerk of the Illinois Commerce Commission this date.

Sincerely,

Edward C. Fitzhenry

ECF/alc

cc: Service List

Enclosure/31026

IN THE STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

WPS ENERGY SERVICES, INC.)	
)	
APPLICATION FOR CERTIFICATE OF)	Docket No. 00-0199
SERVICE AUTHORITY UNDER SECTION)	(Reopened)
16-115 OF THE PUBLIC UTILITIES ACT)	

**MOTION TO MODIFY REPLY OF WPS ENERGY SERVICES, INC.
TO THE RESPONSE OF THE STAFF AND LOCALS 15, 51 AND 702 IBEW**

NOW COMES WPS Energy Services, Inc., (“WPS-ESI”), by its attorneys, Lueders, Robertson & Konzen, and for its Motion to Modify Reply of WPS Energy Services, Inc. to the Response of the Staff and Locals 15, 51 and 702 IBEW, pursuant to 83 Ill. Adm. Code Part 200.190, state as follows:

1. On April 2, 2001, WPS-ESI filed its reply to the response of the Illinois Commerce Commission Staff (“Staff”) and Locals 15, 51 and 702 IBEW (“IBEW”). As part of that filing, WPS-ESI included the affidavit of Mr. Chris Matthiesen, Director of Energy Consulting at WPS Energy Services, Inc., who prepared Exhibit A:

“Exhibit A provides actual \$/MWh pricing for every WPS customer with a demand of 1 MW or more and compares those \$/MWh with the pricing available through the PPO. The document itself was prepared by WPSC using the PPO-market based rates as presented in the original application for certification by WPS-ESI and used by the Staff in its Report filed March 23, 2001.”
(Matthiesen Affidavit at ¶ 8).

2. Commonwealth Edison Company (ComEd) made a filing, which is made pursuant to the terms of Rider PPO - MI and Rate CTC as currently in effect. The compliance filing incorporates new market values, to be effective for ComEd’s customers beginning with the June 2001 billing period and ending with the May 2002 billing period. Accordingly, Mr. Matthiesen supplemented the

subject response, to incorporate the new market values and consequently ComEd's market based pricing. The new Exhibit B takes into account the new market values, and in all other respects is prepared in the same manner as Exhibit A. [New Exhibit B further substantiates that even using the Staff's methodology, it remains the case that an Illinois electric utility cannot economically serve any WPSC customer.] Along with Exhibit B is a comparison of the values in Exhibit A to Exhibit B. The information contained in new Exhibit B does not reflect a changed methodology or argument.

3. Due to the extreme time constraints inherent in the schedule, Mr. Matthiesen is not able to prepare an affidavit in support of revised Exhibit A, at the time of this filing. At the time of the preparation of this motion, Mr. Matthiesen is en route to Springfield, Illinois. Nevertheless, Mr. Matthiesen will authenticate the information therein at the hearing scheduled for tomorrow, Thursday, April 5, 2001. Rather than wait until the hearing to provide New Exhibit B with the affidavit of Mr. Matthiesen, WPS-ESI deemed it appropriate and useful to the Staff and Hearing Examiner to provide this information as soon as possible, and then address the authentication of the information at the time of hearing.

4. The information contained in new Exhibit B is critically important to the Illinois Commerce Commission's limited factual determinations in this matter on reopening. It is material and relevant to these proceedings. In addition, the information could not have been provided any sooner, for the reasons indicated above.

Wherefore, WPS Energy Services, Inc., respectfully prays that leave be granted to modify its Reply to the Response of the Staff and Locals 15, 51 and 702 IBEW in order to incorporate the Exhibit B as part of said filing, and for such other, further and different relief as deemed equitable and just.

Respectfully submitted,

Eric Robertson
Edward C. Fitzhenry
Lueders, Robertson & Konzen
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(618) 876-8500
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Attorneys for WPS Energy Services, Inc.

31026

STATE OF ILLINOIS, :
 :
COUNTY OF MADISON, :
 :
 :

VERIFICATION

I, Eric Robertson, being duly sworn, depose and state that I have read the foregoing Motion to Modify Reply of WPS Energy Services, Inc. to the Response of the Staff and Locals 15, 51 and 702 IBEW, and state the contents therein are true and accurate to the best of my belief and knowledge.

Eric Robertson
Lueders, Robertson & Konzen
1939 Delmar Avenue
P. O. Box 735
Granite City, IL 62040
618-876-8500

SUBSCRIBED AND SWORN to before me, a Notary Public on this 4th day of April, 2001.

,

Notary Public

IN THE STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

WPS ENERGY SERVICES, INC.)	
)	
APPLICATION FOR CERTIFICATE OF)	Docket No. 00-0199
SERVICE AUTHORITY UNDER SECTION)	(Reopened)
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NOTICE OF FILING

TO: See Attached Service List

PLEASE TAKE NOTICE that on this 4th day of April, 2001, we have electronically filed with the Illinois Commerce Commission, Motion to Modify Reply of WPS Energy Services, Inc. to the Response of the Staff and Locals 15, 51 and 702 IBEW, along with Proof of Service thereon attached.

-

Eric Robertson
Edward C. Fitzhenry
Lueders, Robertson & Konzen
1939 Delmar Avenue
P. O. Box 735
Granite City, IL 62040
(618) 876-8500

PROOF OF SERVICE

STATE OF ILLINOIS)
) SS
COUNTY OF MADISON)

I, Edward C. Fitzhenry, being an attorney admitted to practice in the State of Illinois and one of the attorneys for WPS Energy Services, Inc., herewith certify that I did on the 4th day of April, 2001, electronically file with the Illinois Commerce Commission, Motion to Modify Reply of WPS Energy Services, Inc. to the Response of the Staff and Locals 15, 51 and 702 IBEW, and serve upon the persons identified on the attached service list, both electronically and by depositing same in the United States Mail, in Granite City, Illinois with postage fully prepaid thereon.

Edward C. Fitzhenry
Lueders, Robertson & Konzen
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P. O. Box 735
Granite City, IL 62040
(618) 876-8500

SUBSCRIBED AND SWORN to me, a Notary Public, on this 4th day of April, 2001.

Notary Public

WPS ENERGY SERVICES
ICC Docket No. 00-0199
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